

1 DERRICK L. Sledge, P-43766
2 Correctional Training Facility- (CTF) CW-134
3 P.O. Box 689
4 Soledad, CA 93960

FILED
08 JUL -8 PM 1:40
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

5
6 IN PRO SE;

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8
9 IN THE UNITED STATES DISTRICT COURT
10
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12
13 SAN FRANCISCO DIVISION

14
15 DERRICK LEE Sledge,
16 Plaintiff

17 V

No. C07-4622 CRB (PR)

18
19 DAVID BALKIND, et al.,
20 Defendant(s)

21
22 DECLARATION FOR ENTRY OF DEFAULT
23

24 DERRICK LEE Sledge, hereby declares:
25 I am the plaintiff herein. The Complaint
26 herein was filed on September 6, 2006 A
27 document titled "Affidavit" (CD # 1). And on
28 October 12, 2007, this Plaintiff filed a civil

1 Rights complaint (CD #4), incorporated with
2 "Affidavit".
3

4 This Court files and record herein show that
5 the Defendants were served by the United States
6 Marshal with a copy of summons and a copy
7 of the Plaintiffs' complaint on the 11 day of
8 January 2008.
9

10 Which this Court gave the Defendants
11 no later than 90 days from the date of that
12 order of filing a motion for summary judgment
13 or other dispositive motion.
14

15 However on April 10, 2008 an attorney
16 for defendants R. Schnora, M. Vela, and M. Arfa
17 asked for this Court to dismiss Plaintiff Civil
18 Complaint pursuant to Fed. R. Civ. P. 12(b)(6).
19

20 Though this Court granted Plaintiff
21 motion for extension. Plaintiff still submitted
22 his "opposition response to defendants motion
23 to dismiss on June 23, 2008.
24

25 More than 80 days have elapsed since the
26 date on which the defendants were ordered by
27 this Court to have filed its motions and has
28 not

1 ~~Hereby~~, the Defendants have failed to
2 ANSWER OR otherwise defend AS to Plaintiffs'
3 Complaint, OR serve a copy of ANY ANSWER OR
4 ANY defense which it might have had upon
5 Affiant OR ANY other plaintiff herein.

6
7 Defendants ARE not in the military service
8 AND ARE NOT infants OR incompetents.

9
10 I declare under penalty of perjury that
11 the foregoing is true AND correct. Executed at
12 Soledad California on July 6, 2008.

13
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15
16 Derrick S. Sledge
17 Signature
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28

**PROOF OF SERVICE BY MAIL
BY PERSON IN STATE CUSTODY**
(C.C.P. §§ 1013(A), 2015,5)

I, DERRICK Lee Sledge, declare:

I am over 18 years of age and I am party to this action. I am a resident of CORRECTIONAL TRAINING FACILITY prison, in the County of Monterrey, State of California. My prison address is:

DERRICK L Sledge CDCR #: P-43766
CORRECTIONAL TRAINING FACILITY
P.O. BOX 689, CELL #: CW-134L
SOLEDAD, CA 93960-0689.

On July 6, 2008, I served the attached:

Declaration For Entry OF DEFAULT

on the parties herein by placing true and correct copies thereof, enclosed in a sealed envelope (verified by prison staff), with postage thereon fully paid, in the United States Mail in a deposit box so provided at the above-named institution in which I am presently confined. The envelope was addressed as follows:

Office of the Clerk
U. S. District Court
North District
of Calif.
450 Golden Gate Ave.
SAN FRANCISCO CALIF. 94102
1x Copy
1x Original

Dept. of Justice
Office of the Attorney
General.
455 Golden Gate Ave
Suite 11000
SAN FRANCISCO, CALIF. 94102
ATTN: EDMUND G. BROWN JR.
AND IS/Kyle
1x copy

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on July 6, 2008.

Derrick Lee Sledge
DERRICK Lee Sledge
Declarant

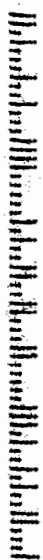
Derrick L. Sledge, P-43766
CTF / CW-134L
P.O. Box 689
Solledad CA. 93960



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02 1M
0004229613 JUL 07 2008
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Office of the Clerk
U.S. District Court
North District of Calif.
450 Golden Gate Ave
SAN Francisco Calif. 94102